

Petitioner's objections restate the claims in his petition and raise additional claims not raised in his petition, i.e. a challenge to the dismissal of his civil rights suit (No. 1:CV-08-0140 (M.D. Pa.)) and a claim that the five-year statute

of limitation period during which the special assessment may be collected has expired.

The current action is not a proper vehicle to challenge the disposition of a prior law suit. Petitioner filed an appeal in case number 1:CV-08-0140 on June 29, 2009 and that matter remains with the appellate court.

As to the statute of limitations issue, the Respondent notes that Petitioner's initial sentence was imposed on May 18, 2006 and the statute of limitations would expire in May of 2011. However, Petitioner was resentenced on October 6, 2008. The statute of limitations would expire in October of 2013; therefore, Petitioner remains obligated to make payments until October of 2013.

Petitioner's claims are without merit. The court will adopt the report and recommendation of the magistrate judge. An appropriate order will be issued.

s/Sylvia H. Rambo
United States District Judge

Dated: January 21, 2010.

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